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8 IN THE UNITED STATES DISTRICT COURT FOR THE
9 EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,)) No. No. CR S-97-0381 FCD GGH P
12 Plaintiff,)) STIPULATION AND ORDER
13 v.)) EXTENDING TIME FOR THE UNITED
14 BRYAN JAMES EPIS,)) STATES TO RESPOND TO
15 Defendant.)) DEFENDANT'S 28 U.S.C. § 2255
16)) MOTION
17)) Court: Hon. Gregory Hollows

18 Whereas, the Court has previously ordered that the United
19 States shall file an answer to defendant Bryan James Epis' motion
20 filed under 28 U.S.C. § 2255 by April 22, 2011;

21 Whereas, the United States Attorney's litigation file and
22 materials in this case are extremely voluminous and encompass
23 over 24 linear feet of file space in this litigation that spans
24 approximately fourteen years;

25 Whereas, the United States desires a lengthy extension of
26 time to respond to Epis' § 2255 motion as the issues raised in
27 his motion are complex and require much legal and factual
28 research and investigation to prepare the United States'

1 response,

2 It is hereby stipulated and agreed, by and between the
3 parties, through their respective counsel, that:

4 1. The United States shall have until July 15, 2011,
5 to file its response to Epis' § 2255 motion; and
6 2. Epis shall have until September 15, 2011, to file
7 his reply, if any, in support of his motion.

8 Dated: April 21, 2011

/s/ John Balazs

9
10 JOHN BALAZS
11 Attorney for Defendant
Bryan James Epis
(per email authorization)

12 Dated: April 21, 2011

13 BENJAMIN B. WAGNER
United States Attorney

14 /s/ Samuel Wong
15 By: SAMUEL WONG
Assistant U.S. Attorney

ORDER

The Court, having received, read, and considered the stipulation of the parties, and good cause appearing therefrom, adopts the stipulation of the parties in its entirety as its order. Based on the stipulation of the parties and the recitation of facts contained therein, the Court orders that:

1. The United States shall have until July 15, 2011, to file its response to Epis' § 2255 motion; and
2. Epis shall have until September 15, 2011, to file his reply, if any, in support of his motion.

IT IS SO ORDERED.

Dated: April 22, 2011

/S/ Gregory G. Hollows

GREGORY G. HOLLOWES
United States Magistrate Judge